IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

WRIT PETITION NO. 2422 /2001

PETITIONERS

1. Deepak Nautiyal,
S/o. Shri H.P. Nautiyal,
Aged 43 years,
Occupation service,
Presently posted as
Manager (Advance),
Surguja Kshetriya Gramin Bank,
Head Office, Ambikapur,
Dist. Surguja (C.G.)

2. Anup Kumar Mishra,
S/o. Shri R.R. Mishra,
Aged 43 years,
Occupation service,
Presently posted as Branch
Manager,
Surguja Kshetriya Gramin Bank,
Branch Office Rajpur,
Dist. Surguja (C.G.)

3. Ajay Kumar Gupta,
S/o. Shri N.P. Gupta,
Aged 41 years,
Occupation service,
Presently posted as Auditor,
Surguja Kshetriya Gramin Bank,
Head Office, Ambikapur,
Dist. Surguja (C.G.)

4. Dhirendra Nath Dubey,
S/o. Shri T.N. Dubey,
Aged 43 years,
Occupation service,
Presently posted as Branch
Manager,
Surguja Kshetriya Gramin Bank,
Branch Office Darima,
Dist. Surguja (C.G.)

Vs.

RESPONDENTS

1. Surguja Kshetriya Gramin Bank,
A Regional Rural Bank constitut-
ed under Regional Rural Bank
Act, 1976,
Through its Chairman,
Head Office, Kumar Complex,
Mahamaya Chowk,
Ambikapur, Dist. Surguja (C.G.)

contd..2..

2. Central Bank of India,
The Sponsoring Bank in relation
to Surguja Kshetriya Gramin Bank,
Ambikapur,
Through its Chairman-cum-
Managing Director,
Central Office,
Nariman Point,
Mumbai (Maharashtra)

3. Zonal Manager,
Central Bank of India,
Zonal Office,
Raipur (C.G.)

PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF MANDAMUS, PROHIBITION AND FOR OTHER SUITABLE WRIT OR WRITS, ORDER OR ORDERS, DIRECTION OR DIRECTIONS.

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HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO.2411/2001

DEEPAK NAUTIYAL & 4 OTHERS

-VS-

SURGUJA KSHETRIYA GRAMIN BANK
& TWO OTHERS

Shri Manindra Shrivastava, Counsel for the petitioners.

Shri P.S.Koshy, Counsel for the respondents.

Kum. Sharmila Singhai, Counsel for interveners-
Sukhram Sahu & Om Pasto

O R D E R
17/11/2003

AS PER FAKHRUDDIN, J.

Heard.

2. This petition under Article 226 of the Constitution of India is directed against a letter dated 6.11.2001 by which respondent No.1 has included 8 posts of Officer Scale II in the process of selection through interview without holding written examinations. It is submitted that these eight posts were created after coming into force of Regional Rural Banks (Appointment and Promotion of Officers and other employees Rules, 1998.

It is further submitted that these rules came into force on 29.07.1998.

3. It is pointed out by the counsel for respondents and interveners that selection process has taken place and the results thereof have not been declared.

4. It is submitted by the counsel for the petitioners that the petitioners were also called for interview. Whether the petitioners appeared in the interview or not is not disclosed.

5. Interviews were to be held on 20.11.2001 whereas this petition was filed on 19.11.2001, which came up for hearing on 21.11.2001.

6. Let the results be declared.

7. Counsel for the respondents submitted that the respondents may be allowed to get the results published.

8. Counsel for the petitioners submitted that the petitioners' interest may be protected to the extent that they may be allowed to make a representation, if they are not selected, which shall be considered after hearing them.

9. Having heard learned counsel for the parties and considering the facts and circumstances of the case

and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if the petitioners are permitted to make their representation, in case their grievances subsist, to the competent Authority and on such representation being filed, the same shall be decided after due consideration on its own merits in accordance with law as early as possible. So far as 4 posts out of 8 posts are concerned, they may not be filled. Respondents may proceed to fill up the other 4 posts.

10. This order has arrived at on the broad consensus of the parties.

Sd/-
Fakhruddin
Judge